

ADRMOP, APPEAL, CLOSED, E-Filing, MEDTERM, PRVADR, REFDISC, REFSET-BZ, RELATE

U.S. District Court
California Northern District (Oakland)
CIVIL DOCKET FOR CASE #: 4:04-cv-01001-SBA

Lenscrafters, Inc. et al v. Liberty Mutual Fire Insurance Company

Assigned to: Hon. Saundra Brown Armstrong

Referred to: Magistrate Judge Maria-Elena James

Demand: \$0

Member case: ([View Member Case](#))

Case in other court: 05-17364

Cause: 28:1332 Diversity-Insurance Contract

Date Filed: 03/11/2004

Date Terminated: 11/07/2005

Jury Demand: Both

Nature of Suit: 110 Insurance

Jurisdiction: Diversity

Date Filed	#	Docket Text
03/11/2004	1	COMPLAINT For Declaratory Relief & Breach of Contract; Demand for Jury Trial - [No Summons Issued] against Liberty Mutual Fire Insurance Company, [Filing Fee: \$150.00, Receipt No. 3357751]. Filed by Plaintiffs Eyemed Vision Care, LLC, Eyexam of California, Inc. & Lenscrafters, Inc.. (tn, COURT STAFF) (Filed on 3/11/2004) Additional attachment(s) added on 3/29/2004 (tn, COURT STAFF). Additional attachment(s) added on 3/29/2004 (tn, COURT STAFF). (Entered: 03/12/2004)
03/11/2004	2	ADR SCHEDULING ORDER: Case Management Statement due by 7/6/2004. Initial Case Management Conference set for 10:00 a.m. on 7/13/2004. (Attachments: # 1 Standing Order).(tn, COURT STAFF) (Filed on 3/11/2004) (Entered: 03/12/2004)
03/11/2004		CASE DESIGNATED for Electronic Filing. (tn, COURT STAFF) (Filed on 3/11/2004) (Entered: 03/12/2004)
05/28/2004	3	Declination to Proceed Before a U.S. Magistrate Judge by Lenscrafters, Inc. <i>and Request for Reassignment to a US District Judge</i> . (Jackson, Celia) (Filed on 5/28/2004) (Entered: 05/28/2004)
06/01/2004	4	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (drk, COURT STAFF) (Filed on 6/1/2004) (Entered: 06/01/2004)
06/02/2004	5	ORDER REASSIGNING CASE. Case reassigned to Judge Saundra Brown Armstrong for all further proceedings. Judge Elizabeth D. Laporte no longer assigned to case. Signed by EXECUTIVE COMMITTEE on 6/2/04. (ha, COURT STAFF) (Filed on 6/2/2004) (Entered: 06/02/2004)
06/10/2004	6	CASE MANAGEMENT SCHEDULING ORDER: Case Management Conference set for 7/29/2004 03:30 PM.via telephone. Signed by Judge Armstrong on 6/10/04. (lrc,) (Filed on 6/10/2004) (Entered: 06/10/2004)

07/06/2004		Summons Issued as to Liberty Mutual Fire Insurance Company. (jlm, COURT STAFF) (Filed on 7/6/2004) (Entered: 07/08/2004)
07/08/2004	7	SUMMONS Returned Executed by Eyemed Vision Care, LLC, Eyexam of California, Inc., Lenscrafters, Inc.. Liberty Mutual Fire Insurance Company served on 7/7/2004, answer due 7/27/2004. (jlm, COURT STAFF) (Filed on 7/8/2004) Additional attachment(s) added on 7/9/2004 (jlm, COURT STAFF). (Entered: 07/09/2004)
07/15/2004	8	STIPULATION <i>and [Proposed] Order Continuing Case Management Conference</i> by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 7/15/2004) (Entered: 07/15/2004)
07/15/2004	9	STIPULATION <i>/Request for Leave to File First Amended Complaint and [Proposed] Order</i> by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 7/15/2004) (Entered: 07/15/2004)
07/20/2004	10	ORDER, signed by Judge Sandra Brown Armstrong on 7/20/2004. Good cause appearing the Court ORDERED that the Case Management Conference currently scheduled for 7/29/2004 is VACATED. The parties shall appear for a Case Management Conference set for 10/13/2004 at 3:45 p.m. by telephone. (sbasec, COURT STAFF) (Filed on 7/20/2004) (Entered: 07/20/2004)
07/20/2004		Set Deadlines/Hearings: re 10 Case Management Statement due by 9/28/2004. Telephonic Case Management Conference set for 10/13/2004 at 03:45 PM. (jlm, COURT STAFF) (Filed on 7/20/2004) (Entered: 07/21/2004)
07/23/2004	11	ORDER, signed by Judge Sandra Brown Armstrong on 7/23/2004 re 9 Stipulated Request For Leave To File First Amended Complaint. (sbasec, COURT STAFF) (Filed on 7/23/2004) (Entered: 07/23/2004)
07/26/2004	12	AMENDED COMPLAINT <i>for Declaratory Relief and Breach of Contract and Demand for Jury Trial</i> against all defendants. Filed by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 7/26/2004) (Entered: 07/26/2004)
07/26/2004		Summons Issued as to Executive Risk Specialty Insurance Company. (jlm, COURT STAFF) (Filed on 7/26/2004) (Entered: 07/27/2004)
08/11/2004	13	STIPULATION <i>EXTENDING TIME FOR DEFENDANT LIBERTY MUTUAL FIRE INSURANCE COMPANY TO RESPOND TO PLAINTIFFS' FIRST AMENDED COMPLAINT WITH PROPOSED ORDER</i> by Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 8/11/2004) Modified on 8/12/2004 (jlm, COURT STAFF). (Entered: 08/11/2004)
08/24/2004	14	ANSWER to Amended Complaint, CROSSCLAIM against Executive Risk Specialty Insurance Company by Liberty Mutual Fire Insurance Company. (Attachments: # 1)(Stuart, Alexander) (Filed on 8/24/2004) (Entered: 08/24/2004)
09/27/2004	15	STIPULATION <i>and [Proposed] Order Extending Time For Defendant</i>

		<i>Executive Risk Specialty Insurance Company To Respond To First Amended Complaint</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 9/27/2004) (Entered: 09/27/2004)
09/28/2004	16	JOINT CASE MANAGEMENT STATEMENT <i>and Proposed Order</i> filed by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 9/28/2004) (Entered: 09/28/2004)
09/28/2004	17	ORDER EXTENDING TIME FOR DEFENDANT EXECUTIVE RISK SPECIALTY INSURANCE COMPANY TO RESPOND TO FIRST AMENDED COMPLAINT, signed by Judge SAUNDRA BROWN ARMSTRONG on 09/28/2004. Based on the parties' Stipulation, the Court grants their request for an extension of time for the aforementioned Defendant to answer or otherwise respond to the First Amended Complaint. The deadline is 10/01/2004. (sbasec, COURT STAFF) (Filed on 9/28/2004) (Entered: 09/28/2004)
10/01/2004	18	<i>Executive Risk Specialty Ins. Co.</i> ANSWER to Complaint with Jury Demand, CROSSCLAIM of <i>Executive Risk Specialty Ins. Co.</i> against Liberty Mutual Fire Insurance Company, COUNTERCLAIM against all plaintiffs by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 10/1/2004) (Entered: 10/01/2004)
10/14/2004	19	Minute Entry: Initial Case Management Conference held on 10/13/2004 before JUDGE ARMSTRONG (Date Filed: 10/14/2004). (Court Reporter NOT REPORTED.) (lrc,) (Date Filed: 10/14/2004) (Entered: 10/14/2004)
10/14/2004		Set Deadlines/Hearings: Further Case Management Conference set for 1/18/2005 01:00 PM. to follow the hearing on the motion. Summary Judgment and/or Summary Adjudication Motion Hearing set for 1/18/2005 01:00 PM. (lrc,) (Filed on 10/14/2004) (Entered: 10/14/2004)
10/19/2004	20	STIPULATION and Proposed Order re <i>EXTENDING TIME FOR LIBERTY MUTUAL FIRE INSURANCE COMPANY TO RESPOND TO EXECUTIVE RISK SPECIALTY INSURANCE COMPANY'S CROSS-CLAIM</i> by Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 10/19/2004) Modified on 10/20/2004 (jlm, COURT STAFF). (Entered: 10/19/2004)
10/20/2004	21	STIPULATION to <i>Extend Time to File a Response to Executive Risk Specialty Insurance Company's Counterclaim</i> by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 10/20/2004) (Entered: 10/20/2004)
10/25/2004	22	<i>Cross-Defendant Executive Risk Specialty Insurance Comany's</i> ANSWER to Crossclaim of <i>Liberty Mutual Fire Insurance Company</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 10/25/2004) (Entered: 10/25/2004)
10/29/2004	23	ANSWER TO CROSSCLAIM AND DEMAND FOR JURY TRIAL by Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 10/29/2004) (Entered: 10/29/2004)

11/05/2004	24	STIPULATION <i>for Further Extension of Time to File a Response to ERSIC's Counterclaim</i> by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 11/5/2004) (Entered: 11/05/2004)
11/10/2004	25	ANSWER TO COUNTERCLAIM <i>of ERSIC</i> by Eyemed Vision Care, LLC, Eyexam of California, Inc., Lenscrafters, Inc.. (Jackson, Celia) (Filed on 11/10/2004) (Entered: 11/10/2004)
11/22/2004	26	STIPULATION AND PROPOSED ORDER <i>EXTENDING TIME TO FILE OPENING BRIEFS FOR MOTIONS FOR SUMMARY JUDGMENT / ADJUDICATION</i> by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 11/22/2004) Modified on 11/23/2004 (jlm, COURT STAFF). (Entered: 11/22/2004)
11/23/2004	27	ORDER, signed by Judge SAUNDRA BROWN ARMSTRONG on 11/23/2004 on 26 Stipulation. Among other things, the Court GRANTED the parties' request 26 and ORDERED that the deadline to file and serve opening briefs is extended from 11/23/2004 to 11/30/2004. The hearing on the motions is CONTINUED from 01/18/2005 to 01/25/2005 at 1:00 p.m. The Case Management Conference scheduled for 01/18/2005 is continued to 01/25/2005, following the hearing on the motions. (sbasec, COURT STAFF) (Filed on 11/23/2004) (Entered: 11/23/2004)
11/23/2004		Set Deadlines/Hearings:, Set/Reset Deadlines as to Initial Case Management Conference set for 1/25/2005 at 01:00 PM. Motion Hearing set for 1/25/2005 at 01:00 PM. (jlm, COURT STAFF) (Filed on 11/23/2004) (Entered: 11/24/2004)
11/23/2004		Set/Reset Deadlines as to Motion Hearing set for 1/25/2005 01:00 PM. (jlm, COURT STAFF) (Filed on 11/23/2004) (Entered: 11/24/2004)
11/30/2004	28	STIPULATION <i>and [Proposed] Protective Order</i> by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	29	MOTION for Summary Judgment <i>re Duty to Defend; Memorandum of Points and Authorities in Support of Same</i> filed by Lenscrafters, Inc.. Motion Hearing set for 1/25/2005 01:00 PM. (Jackson, Celia) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	30	Declaration in Support of 29 MOTION for Summary Judgment <i>re Duty to Defend; Memorandum of Points and Authorities in Support of Same (Gregory J. Muntel)</i> filed by Lenscrafters, Inc.. (Related document(s) 29) (Jackson, Celia) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	31	MOTION for Summary Judgment filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. Motion Hearing set for 1/25/2005 01:00 PM. (Attachments: # 1 LIBERTY MUTUAL FIRE INSURANCE COMPANY'S POINTS AND AUTHORITIES IN SUPPORT OF A MOTION FOR SUMMARY JUDGMENT AGAINST PLAINTIFFS# 2 Compendium of Out-of-State Authorities# 3 Proposed Order)(Stuart, Alexander) (Filed on 11/30/2004) (Entered: 11/30/2004)

11/30/2004	32	MOTION for Summary Judgment <i>Against Executive Risk Specialty Insurance Company</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. Motion Hearing set for 1/25/2005 01:00 PM. (Attachments: # 1 LIBERTY MUTUAL FIRE INSURANCE COMPANY'S POINTS & AUTHORITIES IN SUPPORT OF THE MOTION FOR SUMMARY JUDGMENT AGAINST EXECUTIVE RISK SPECIALTY INSURANCE COMPANY# 2 Compendium of out of state authorities# 3 Proposed Order)(Stuart, Alexander) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	33	Statement of Facts <i>and Joint Appendix</i> filed byEyemed Vision Care, LLC, Liberty Mutual Fire Insurance Company, Lenscrafters, Inc., Executive Risk Specialty Insurance Company, Liberty Mutual Fire Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Liberty Mutual Fire Insurance Company, Eyexam of California, Inc., Lenscrafters, Inc., Eyexam of California, Inc., Eyemed Vision Care, LLC. (Attachments: # 1 Exhibit A-B# 2 Exhibit C# 3 Exhibit D# 4 Exhibit E-F# 5 Exhibit G-H# 6 Exhibit I, J, K, L, M)(Fuentes, Monique) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	34	(Counsel used incorrect event - notice upon posting on 11/30/04 - correct event is motion. Please see document 40 for correct entry) NOTICE by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company <i>Notice of Motion for Summary Judgment</i> (McInnis, Terrence) (Filed on 11/30/2004) Modified on 12/1/2004 (jlm, COURT STAFF). Modified on 12/1/2004 (jlm, COURT STAFF). Modified on 12/2/2004 (jlm, COURT STAFF). (Entered: 11/30/2004)
11/30/2004	35	Declaration of Michael Ridenour <i>in Support of Motion for Summary Judgment</i> filed byExecutive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	36	Proposed Order <i>Granting ERSIC's Motion for Summary Judgment</i> by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	37	Ex Parte MOTION to Seal filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. Motion Hearing set for 12/3/2004 01:00 PM. (Attachments: # 1 Declaration of Hee Young Lee# 2 [Proposed] Order) (Lee, Hee Young) (Filed on 11/30/2004) (Entered: 11/30/2004)
11/30/2004	38	Memorandum in Support re Motion for Summary Judgment filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty

		Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. Motion Hearing set for 1/25/2005 01:00 PM. (McInnis, Terrence) (Filed on 11/30/2004) Modified on 12/1/2004 (jlm, COURT STAFF). Modified on 12/1/2004 (jlm, COURT STAFF). (Entered: 11/30/2004)
12/01/2004	39	Declaration of Alice Johansson <i>in Support of Motion for Summary Judgment</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 12/1/2004) (Entered: 12/01/2004)
12/02/2004	40	MOTION for Summary Judgment filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. Motion Hearing set for 1/25/2005 01:00 PM. (McInnis, Terrence) (Filed on 12/2/2004) (Entered: 12/02/2004)
12/07/2004	41	Joinder re 37 <i>Liberty Mutual Life Insurance Co.'s Ex Parte Motion to File Documents Under Seal</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 12/7/2004) Modified on 12/10/2004 (jlm, COURT STAFF). (Entered: 12/07/2004)
12/07/2004	42	Declaration of Wallace W. Lovejoy in Support of 41 MOTION for Joinder to <i>Liberty Mutual Life Insurance Co.'s Ex Parte Motion to File Documents Under Seal</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Related document(s) 41) (Jackson, Celia) (Filed on 12/7/2004) (Entered: 12/07/2004)
12/07/2004	43	Declaration of Celia M. Jackson in Support of 41 MOTION for Joinder to <i>Liberty Mutual Life Insurance Co.'s Ex Parte Motion to File Documents Under Seal</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Related document(s) 41) (Jackson, Celia) (Filed on 12/7/2004) (Entered: 12/07/2004)
12/08/2004	44	ORDER RE: FILING EXHIBIT L UNDER SEAL by Judge SAUNDRA BROWN ARMSTRONG granting 37 Motion to Seal. (sbasec, COURT STAFF) (Filed on 12/8/2004) (Entered: 12/08/2004)
12/08/2004	45	PROTECTIVE ORDER, signed by Judge SAUNDRA BROWN ARMSTRONG on 12/08/2004 re 28 Stipulation. (sbasec, COURT STAFF) (Filed on 12/8/2004) (Entered: 12/08/2004)
12/08/2004	52	EXHIBIT L filed by Liberty Mutual Fire Insurance Company. ***FILED UNDER SEAL BY ORDER OF THE COURT, SEE DOCUMENT 44 *** (jlm, COURT STAFF) (Filed on 12/8/2004) (Entered: 12/15/2004)
12/14/2004	46	Memorandum in Opposition to (1) <i>Defendant Liberty Mutual's Motion for Summary Judgment</i> and (2) <i>Defendant ERSIC's Motion for Summary Judgment</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 12/14/2004) (Entered: 12/14/2004)

12/14/2004	47	Supplemental DECLARATION of Michael D. Ridenour in Opposition to 29 MOTION for Summary Judgment <i>re Duty to Defend; Memorandum of Points and Authorities in Support of Same</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (Related document(s) 29) (McInnis, Terrence) (Filed on 12/14/2004) Modified on 12/15/2004 (jlm, COURT STAFF). (Entered: 12/14/2004)
12/14/2004	48	MEMORANDUM in Oppostion re 29 MOTION for Summary Judgment <i>re Duty to Defend; Memorandum of Points and Authorities in Support of Same</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (Related document(s) 29) (McInnis, Terrence) (Filed on 12/14/2004) (Entered: 12/14/2004)
12/14/2004	49	MEMORANDUM in Oppostion re 32 MOTION for Summary Judgment <i>Against Executive Risk Specialty Insurance Company</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (Related document(s) 32) (McInnis, Terrence) (Filed on 12/14/2004) (Entered: 12/14/2004)
12/14/2004	50	Memorandum in Opposition to <i>Plaintiffs Motion For Summary Judgment</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Supplement Compendium of Cases)(Lee, Hee Young) (Filed on 12/14/2004) (Entered: 12/14/2004)
12/14/2004	51	Memorandum in Opposition to <i>Executive Risk Specialty Insurance Company's Motion For Summary Judgment</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Affidavit Declaration of Hee Young Lee# 2 Supplement compedium of cases)(Lee, Hee Young) (Filed on 12/14/2004) (Entered: 12/14/2004)
12/21/2004	53	Reply Memorandum of <i>Points and Authorities in Support of Motion for Partial Summary Judgment re Duty to Defend</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 12/21/2004) (Entered: 12/21/2004)
12/21/2004	54	Proposed Order <i>Granting Motion for Partial Summary Judgment re Duty to Defend</i> by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 12/21/2004) (Entered: 12/21/2004)
12/21/2004	55	OBJECTIONS to <i>Declaration of Hee Young Lee</i> by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 12/21/2004) (Entered: 12/21/2004)

12/21/2004	56	Reply to Opposition re <i>Motion for Summary Judgment</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 12/21/2004) Modified on 12/22/2004 (jlm, COURT STAFF). (Entered: 12/21/2004)
12/21/2004	57	Declaration of Terrence R. McInnis in <i>Support of Executive Risk Specialty Insurance Company's Reply in Support of its Motion for Summary Judgment</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 12/21/2004) (Entered: 12/21/2004)
12/21/2004	58	Declaration of Alice Johansson (<i>Supplemental</i>) in <i>Support of Executive Risk Specialty Insurance Company's Motion for Summary Judgment</i> filed by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 12/21/2004) (Entered: 12/21/2004)
12/21/2004	59	Reply to Opposition re <i>Motion for Summary Judgment</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 12/21/2004) Modified on 12/22/2004 (jlm, COURT STAFF). (Entered: 12/21/2004)
12/21/2004	60	Reply to Opposition re <i>Motion for Summary Judgment</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 12/21/2004) Modified on 12/22/2004 (jlm, COURT STAFF). (Entered: 12/21/2004)
01/11/2005	61	Proposed Order re 40 MOTION for Summary Judgment by Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company, Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 1/11/2005) (Entered: 01/11/2005)
01/11/2005	62	Proposed Order <i>Granting Plaintiffs Motion for Summary Judgment re Duty to Defend</i> by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 1/11/2005) (Entered: 01/11/2005)
01/11/2005	63	Proposed Order <i>Regarding Liberty Mutual Fire Insurance Company's Motion for Summary Judgment Against Plaintiffs</i> by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 1/11/2005) (Entered: 01/11/2005)
01/11/2005	64	Proposed Order <i>Regarding Liberty Mutual Fire Insurance Company's Motion For Summary Judgment Against Executive Risk Specialty Insurance Company</i> by Liberty Mutual Fire Insurance Company, Liberty

		Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 1/11/2005) (Entered: 01/11/2005)
01/14/2005	65	JOINT CASE MANAGEMENT STATEMENT <i>and Proposed Order</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 1/14/2005) (Entered: 01/14/2005)
01/20/2005	66	ORDER by Judge SAUNDRA BROWN ARMSTRONG, granting 29 Motion for Partial Summary Judgment re Duty to Defend, denying 31 Motion for Summary Judgment, denying 32 Motion for Summary Judgment and denying 40 Motion for Summary Judgment. IT IS FURTHER ORDERED THAT the case management conference scheduled for 01/25/05 is VACATED. The next case management conference is set for 03/17/2005 at 3:00 p.m. by telephone. (sbasec, COURT STAFF) (Filed on 1/20/2005) (Entered: 01/20/2005)
01/20/2005	67	***FILED IN ERROR*** ORDER, signed by Judge SAUNDRA BROWN ARMSTRONG on 01/20/2005. The Court ORDERED THAT the hearing on Defendants' Motion for Partial Summary Judgment of Infringement is CONTINUED from 02/08/2005 to 03/22/2005 at 1:00 p.m. (sbasec, COURT STAFF) (Filed on 1/20/2005) Modified on 1/20/2005 (sbasec, COURT STAFF). (Entered: 01/20/2005)
01/20/2005		Set Deadlines/Hearings: re 66 Telephonic Case Management Conference set for 3/17/2005 at 03:00 PM. (jlm, COURT STAFF) (Filed on 1/20/2005) (Entered: 01/21/2005)
03/07/2005	68	JOINT CASE MANAGEMENT STATEMENT <i>and Proposed Order</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 3/7/2005) (Entered: 03/07/2005)
03/18/2005	69	Minute Entry: Further Case Management Conference held on 3/17/2005 before JUDGE ARMSTRONG (Date Filed: 3/18/2005). (Court Reporter NOT REPORTED.) (lrc,) (Date Filed: 3/18/2005) (Entered: 03/18/2005)
03/18/2005		CASE REFERRED to Mediation per Civil Minutes dated 3/17/2005. (cmf, COURT STAFF) (Filed on 3/18/2005) (Entered: 03/18/2005)
03/18/2005		CASE REFERRED to Magistrate Judge for Settlement (jlm, COURT STAFF) (Filed on 3/18/2005) (Entered: 03/21/2005)
03/21/2005	70	CASE MANAGEMENT SCHEDULING ORDER: Bench Trial set for 10/31/2005 08:30 AM in Courtroom 3, 3rd Floor, Oakland. Discovery due by 7/1/2005. Jury Trial set for 10/31/2005 08:30 AM in Courtroom 3, 3rd Floor, Oakland. Motions due by 9/13/2005. Pretrial Conference set for 10/25/2005 01:00 PM in Courtroom 3, 3rd Floor, Oakland.. Signed by Judge ARMSTRONG on 3/21/05. SEE PRETRIAL PREPARATION ORDER FOR ALL OTHER DEADLINES(lrc,) (Filed on 3/21/2005) (Entered: 03/21/2005)
03/22/2005		CASE REFERRED to Magistrate Judge Bernard Zimmerman for

		Settlement (wh, COURT STAFF) (Filed on 3/22/2005) (Entered: 03/22/2005)
03/25/2005	71	ORDER SCHEDULING SETTLEMENT CONFERENCE. Signed by Magistrate Judge Bernard Zimmerman on 3/25/2005. (bzsec, COURT STAFF) (Filed on 3/25/2005) (Entered: 03/25/2005)
03/25/2005		Set Deadlines/Hearings: 71 Settlement Conference set for 9/29/2005 at 09:00 AM. (jlm, COURT STAFF) (Filed on 3/25/2005) (Entered: 03/28/2005)
04/15/2005	72	ADR Clerk's Notice Appointing Howard A. Janssen as Mediator. (cmf, COURT STAFF) (Filed on 4/15/2005) (Entered: 04/15/2005)
04/25/2005	73	NOTICE by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc. of <i>Change of Firm Name</i> (Jackson, Celia) (Filed on 4/25/2005) (Entered: 04/25/2005)
05/03/2005	74	MOTION for Summary Judgment <i>Against Cross-Defendant Liberty Mutual Fire Insurance Company and Memorandum of Points and Authorities In Support Thereof</i> filed by Executive Risk Specialty Insurance Company. Motion Hearing set for 6/7/2005 01:00 PM in Courtroom 3, 3rd Floor, Oakland. (McInnis, Terrence) (Filed on 5/3/2005) (Entered: 05/03/2005)
05/03/2005	75	Declaration of Monique M. Fuentes in Support of 74 MOTION for Summary Judgment <i>Against Cross-Defendant Liberty Mutual Fire Insurance Company and Memorandum of Points and Authorities In Support Thereof</i> filed by Executive Risk Specialty Insurance Company. (Attachments: # 1 Exhibit C# 2 Exhibit D# 3 # 4 Exhibit G&H# 5 Exhibit I&J)(Related document(s) 74) (McInnis, Terrence) (Filed on 5/3/2005) (Entered: 05/03/2005)
05/03/2005	76	Proposed Order re 74 MOTION for Summary Judgment <i>Against Cross-Defendant Liberty Mutual Fire Insurance Company and Memorandum of Points and Authorities In Support Thereof</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 5/3/2005) (Entered: 05/03/2005)
05/11/2005	77	NOTICE of Change In Counsel by Jo Ann Hoenninger (Hoenninger, Jo) (Filed on 5/11/2005) (Entered: 05/11/2005)
05/17/2005	78	Memorandum in Opposition re 74 MOTION for Summary Judgment <i>Against Cross-Defendant Liberty Mutual Fire Insurance Company and Memorandum of Points and Authorities In Support Thereof</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Signature Page (Declarations/Stipulations) Declaration of Hee Young Lee# 2 Proposed Order)(Lee, Hee Young) (Filed on 5/17/2005) (Entered: 05/17/2005)
05/17/2005	79	EXHIBITS re 78 Memorandum in Opposition, <i>EXHIBITS A-G TO DECLARATION OF HEE YOUNG LEE</i> filed by Liberty Mutual Fire

		Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Exhibit Exhibit B to Declaration of Hee Young Lee# 2 Exhibit Exhibit C to Declaration of Hee Young Lee# 3 Exhibit Exhibit D to Declaration of Hee Young Lee# 4 Exhibit Exhibit E of Declaration of Hee Young Lee# 5 Exhibit Exhibit F to Declaration of Hee Young Lee# 6 Exhibit Exhibit G to Declaration of Hee Young Lee)(Related document(s) 78) (Lee, Hee Young) (Filed on 5/17/2005) (Entered: 05/17/2005)
05/17/2005	80	EXHIBITS re 78 Memorandum in Opposition,, 79 Exhibits,, <i>EXHIBITS H-J & 1-4 TO DECLARATION OF HEE YOUNG LEE</i> filed byLiberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Exhibit Exhibit I to Declaration of Hee Young Lee# 2 Exhibit Exhibit J to Declaration of Hee Young Lee# 3 Exhibit Exhibit 1-4 to Declaration of Hee Young Lee)(Related document(s) 78 , 79) (Lee, Hee Young) (Filed on 5/17/2005) (Entered: 05/17/2005)
05/24/2005	81	Brief <i>Plaintiffs' Statement Regarding Summary Judgment Motion of Executive Risk Specialty Insurance Company</i> filed byEyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 5/24/2005) (Entered: 05/24/2005)
05/24/2005	82	Reply Memorandum <i>in Support of Executive Risk Specialty Insurance Company's Motion for Summary Judgment</i> filed byExecutive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 5/24/2005) (Entered: 05/24/2005)
06/03/2005	83	OBJECTIONS to re 82 Reply Memorandum by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 6/3/2005) (Entered: 06/03/2005)
06/06/2005	84	MEMORANDUM AND OPINION, ORDER by Judge SAUNDRA BROWN ARMSTRONG, denying 74 Motion for Summary Judgment, Among other things, the Court ORDERED THAT Liberty's request for a continuance and Liberty's objection to ERSIC's reply brief 83 are DENIED AS MOOT; Plaintiff's request for a continuance of the instant motion and request for leave to file briefing 81 is DENIED AS MOOT. (sbasec, COURT STAFF) (Filed on 6/6/2005) (Entered: 06/06/2005)
06/15/2005	85	STIPULATION and Proposed Order <i>Extending the Deadline to Complete ADR</i> by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 6/15/2005) Modified on 6/16/2005 (jlm, COURT STAFF). (Entered: 06/15/2005)
06/16/2005	86	STIPULATION and <i>[Proposed] Order Dismissing Plaintiffs' Second and Third Claims for Relief</i> by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 6/16/2005) (Entered: 06/16/2005)
06/21/2005	87	STIPULATION AND ORDER DISMISSING PLAINTIFFS' SECOND

		AND THIRD CLAIMS FOR RELIEF, signed by Judge SAUNDRA BROWN ARMSTRONG on 06/21/2005 on 86 Stipulation. (sbasec, COURT STAFF) (Filed on 6/21/2005) Modified on 6/22/2005 (jlm, COURT STAFF). (Entered: 06/21/2005)
06/21/2005	88	STIPULATION <i>ALLOWING THE DEPOSITIONS OF TWO NON-PARTY WITNESSES AFTER THE DISCOVERY CUTOFF AND [PROPOSED] ORDER</i> by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 6/21/2005) (Entered: 06/21/2005)
06/27/2005	89	Ex Parte Application <i>and ORDER on Ex Parte Application</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 LIBERTY MUTUAL'S NOTICE OF MOTION FOR PROTECTIVE ORDER (F.R.C.P. RULE 26(c)); AND REQUEST FOR SANCTIONS# 2 POINTS & AUTHORITIES# 3 DECLARATION OF HEE YOUNG LEE# 4 EXHIBITS A - C TO DECLARATION OF HEE YOUNG LEE# 5 EXHIBITS D - H TO DECLARATION OF HEE YOUNG LEE# 6 EXHIBITS I - M TO DECLARATION OF HEE YOUNG LEE# 7 DECLARATION OF ALEXANDER F. STUART)(Stuart, Alexander) (Filed on 6/27/2005) (Entered: 06/27/2005)
06/28/2005	90	Memorandum in Opposition re 89 Ex Parte Application <i>and ORDER on Ex Parte Application</i> filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 6/28/2005) (Entered: 06/28/2005)
06/28/2005	91	Declaration of Terrence R. McInnis in Support of 90 Memorandum in Opposition <i>to Liberty Mutual's Ex Parte Application</i> filed by Executive Risk Specialty Insurance Company. (Related document(s) 90) (McInnis, Terrence) (Filed on 6/28/2005) (Entered: 06/28/2005)
06/29/2005	92	ORDER REFERRING CASE to Magistrate Judge for all Discovery purposes. Signed by Judge ARMSTRONG on 6/29/05. (lrc, COURT STAFF) (Filed on 6/29/2005) (Entered: 06/29/2005)
06/29/2005		CASE REFERRED to Magistrate Judge for Discovery Maria-Elena James. (wh, COURT STAFF) (Filed on 6/29/2005) (Entered: 06/29/2005)
06/29/2005	93	Reply to Opposition <i>from ERSIC to Liberty's Ex Parte Application For Order Shortening Time</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 6/29/2005) (Entered: 06/29/2005)
06/30/2005	94	Notice of Reference. Signed by Judge Maria-Elena James on June 30, 2005. (mejlc2, COURT STAFF) (Filed on 6/30/2005) (Entered: 06/30/2005)
08/01/2005	95	STIPULATION AND <i>[PROPOSED] ORDER REGARDING PRIVATE MEDIATION IN LIEU OF COURT SPONSORED MEDIATION</i> by

		Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 8/1/2005) (Entered: 08/01/2005)
08/12/2005	96	Letter to Magistrate Judge Bernard Zimmerman re parties request to continue Mandatory Settlement Conference with exhibits by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 8/12/2005) Modified on 8/15/2005 (jlm, COURT STAFF). (Entered: 08/12/2005)
08/12/2005	97	STIPULATION <i>Re Continuance of the Mandatory Settlement Conference</i> by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	98	STIPULATION <i>and [Proposed] Order Dismissing Plaintiffs From Counts 3 and 4 of Defendant Executive Risk Specialty Insurance Company's Counterclaim</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	99	Joint Ex Parte Application of <i>Cross-Claimants Executive Risk Specialty Insurance Company and Liberty Mutual Fire Insurance Company to Extend Deadline to Hear Cross-Motions for Summary Judgment</i> filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	100	Declaration of Terrence R. McInnis in Support of 99 Joint Ex Parte Application of <i>Cross-Claimants Executive Risk Specialty Insurance Company and Liberty Mutual Fire Insurance Company to Extend Deadline to Hear Cross-Motions for Summary Judgment</i> filed by Executive Risk Specialty Insurance Company. (Related document(s) 99) (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	101	NOTICE by Executive Risk Specialty Insurance Company re 99 Joint Ex Parte Application of <i>Cross-Claimants Executive Risk Specialty Insurance Company and Liberty Mutual Fire Insurance Company to Extend Deadline to Hear Cross-Motions for Summary Judgment</i> (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	102	Proposed Order re 99 Joint Ex Parte Application of <i>Cross-Claimants Executive Risk Specialty Insurance Company and Liberty Mutual Fire Insurance Company to Extend Deadline to Hear Cross-Motions for Summary Judgment</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	103	MOTION for Summary Judgment <i>and Memorandum of Points and Authorities in Support Thereof</i> filed by Executive Risk Specialty Insurance Company. Motion Hearing set for 10/4/2005 01:00 PM in Courtroom 3, 3rd Floor, Oakland. (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)

08/12/2005	104	Proposed Order <i>Granting Cross-Claimant Executive Risk Specialty Insurance Company's Motion For Summary Judgment</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	105	Statement of Facts <i>and Joint Exhibits A-C</i> filed byLiberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Exhibit Exhibit A# 2 Exhibit Exhibit B# 3 Exhibit Exhibit C)(Stuart, Alexander) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	106	EXHIBITS re 105 Statement of Facts, <i>Joint Exhibits D-G</i> filed byLiberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Exhibit Joint Exhibit E# 2 Exhibit Joint Exhibit F# 3 Exhibit Joint Exhibit G)(Related document(s) 105) (Stuart, Alexander) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	107	EXHIBITS re 105 Statement of Facts,, 106 Exhibits, <i>Joint Exhibits H-J</i> filed byLiberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Exhibit Joint Ex. I# 2 Exhibit Joint Ex. J)(Related document(s) 105 , 106) (Stuart, Alexander) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	108	EXHIBITS re 105 Statement of Facts,, 106 Exhibits,, 107 Exhibits, <i>Joint Exhibits K - L</i> filed byLiberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Exhibit Joint Ex. L) (Related document(s) 105 , 106 , 107) (Stuart, Alexander) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	109	Request for Judicial Notice <i>In Support of Motion For Partial Summary Judgment</i> filed byLiberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/12/2005	110	MOTION for Partial Summary Judgment (<i>Notice</i>) filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. Motion Hearing set for 10/4/2005 01:00 PM in Courtroom 3, 3rd Floor, Oakland. (Attachments: # 1 Motion for Partial Summary Judgment (P&A)# 2 Proposed Order)(Stuart, Alexander) (Filed on 8/12/2005) (Entered: 08/12/2005)
08/15/2005	111	STIPULATION AND ORDER REGARDING CONTINUANCE OF THE MANDATORY SETTLEMENT CONFERENCE. Signed by Magistrate Judge Bernard Zimmerman on 8/15/2005. (bzsec, COURT STAFF) (Filed on 8/15/2005) (Entered: 08/15/2005)
08/15/2005		Set Deadlines/Hearings: re 111 Settlement Conference set for 10/27/2005 09:00 AM. (jlm, COURT STAFF) (Filed on 8/15/2005) (Entered: 08/16/2005)
08/17/2005	112	ORDER by Judge SAUNDRA BROWN ARMSTRONG granting in part and denying in part 99 Ex Parte Application. The date of hearing on the motions 103 and 110 is set for 10/04/2005 at 1:00 p.m. Defendants/Cross-claimants' Opposition briefs file by 08/26/2005 and

		their reply briefs file by 09/02/2005. (sbasec, COURT STAFF) (Filed on 8/17/2005) Modified on 8/18/2005 (jlm, COURT STAFF). (Entered: 08/17/2005)
08/17/2005		Set Deadlines/Hearings: Motion Hearing set for 10/4/2005 01:00 PM. FOR MOTION FOR SUMMARY JUDGMENT DOCUMENT 103 AND CROSS-MOTION FOR PARTIAL SUMMARY JUDGMENT DOCUMENT 110. (lrc, COURT STAFF) (Filed on 8/17/2005) (Entered: 08/17/2005)
08/22/2005	113	STIPULATION AND [PROPOSED] ORDER REGARDING PRIVATE MEDIATION IN LIEU OF COURT SPONSORED MEDIATION by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 8/22/2005) (Entered: 08/22/2005)
08/22/2005	114	STIPULATION AND ORDER: Dismissing Plaintiffs From Counts 3 and 4 of Defendants ERSIC's Counterclaim in this action without prejudice. Signed by Judge SAUNDRA BROWN ARMSTRONG on 08/22/2005. (sbasec, COURT STAFF) (Filed on 8/22/2005) Modified on 8/29/2005 (jlm, COURT STAFF). (Entered: 08/22/2005)
08/26/2005	115	Memorandum in Opposition To Liberty Mutual Fire Insurance Company's Motion For Partial Summary Judgment filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 8/26/2005) (Entered: 08/26/2005)
08/26/2005	116	Declaration of Terrence R. McInnis in Support of 115 Memorandum in Opposition To Liberty's Motion For Partial Summary Judgment filed by Executive Risk Specialty Insurance Company. (Related document(s) 115) (McInnis, Terrence) (Filed on 8/26/2005) (Entered: 08/26/2005)
08/26/2005	117	Memorandum in Opposition to Executive Risk Specialty Insurance Co.'s Motion for Summary Judgment filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Affidavit Declaration of Hee Young Lee and Exhibit 1 and 2# 2 Proposed Order)(Lee, Hee Young) (Filed on 8/26/2005) (Entered: 08/26/2005)
08/30/2005	118	STIPULATION AND ORDER REGARDING PRIVATE MEDIATION IN LIEU OF COURT SPONSORED MEDIATION. Signed by Judge Armstrong on 8/29/05. (lrc, COURT STAFF) (Filed on 8/30/2005) (Entered: 08/30/2005)
08/30/2005	119	STIPULATION re Set Deadlines/Hearings TO CONTINUE THE DEADLINE FOR FILING MANDATORY SETTLEMENT CONFERENCE STATEMENT by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 8/30/2005) (Entered: 08/30/2005)
08/31/2005	120	STIPULATION AND ORDER. Signed by Magistrate Judge Bernard Zimmerman on 8/31/2005. (bzsec, COURT STAFF) (Filed on 8/31/2005)

		(Entered: 08/31/2005)
09/02/2005	121	Reply Memorandum <i>In Support Of Its Motion For Summary Judgment</i> filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 9/2/2005) Modified on 9/6/2005 (jlm, COURT STAFF). (Entered: 09/02/2005)
09/02/2005	122	Declaration of Terrence R. McInnis <i>In Support Of Executive Risk Specialty Insurance Company's Motion For Summary Judgment</i> filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 9/2/2005) (Entered: 09/02/2005)
09/02/2005	123	Reply to Opposition re 110 MOTION for Partial Summary Judgment (<i>Notice</i>) filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 OBJECTION TO EVIDENCE SUBMITTED BY ERSIC IN SUPPORT OF ITS OPPOSITION TO THE MOTION FOR PARTIAL SUMMARY JUDGMENT)(Stuart, Alexander) (Filed on 9/2/2005) (Entered: 09/02/2005)
09/07/2005	124	STIPULATION and [Proposed] Order dismissing Count 5 of Defendant Executive Risk Specialty Insurance Company's Counterclaim/Cross-Complaint by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 9/7/2005) (Entered: 09/07/2005)
09/12/2005	125	ORDER, signed by Judge SAUNDRA BROWN ARMSTRONG on 09/12/2005 re 124 Stipulation and ORDER DISMISSING COUNT 5 OF DEFENDANT ERSIC'S COUNTERCLAIM/CROSS-COMPLAINT. On the basis of the 124 Stipulation, the Court granted the parties' request. IT IS ORDERED THAT COUNT 5 OF DEFENDANT ERSIC'S COUNTERCLAIM/CROSS-COMPLAINT be, and hereby IS DISMISSED WITH PREJUDICE. (sbasec, COURT STAFF) (Filed on 9/12/2005) (Entered: 09/12/2005)
09/22/2005	126	STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME TO FILE PRE-TRIAL PAPERS by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 9/22/2005) (Entered: 09/22/2005)
09/28/2005	127	STIPULATION AND ORDER TO EXTEND TIME TO FILE PRE-TRIAL PAPERS. Signed by Judge Armstrong on 9/28/05. (lrc, COURT STAFF) (Filed on 9/28/2005) (Entered: 09/28/2005)
10/06/2005	128	ORDER by Judge Armstrong granting 103 Motion for Summary Judgment, denying 110 Motion for Partial Summary Judgment (lrc, COURT STAFF) (Filed on 10/6/2005) (Entered: 10/06/2005)
10/20/2005	129	Declaration of Terrence R. McInnis <i>In Support Of Calculation Of Final Judgment Pursuant To The Court's October 5, 2005 Order</i> filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 10/20/2005) (Entered: 10/20/2005)
10/20/2005	130	Proposed Order re 129 Declaration in Support of Calculation of Final

		<i>Judgment Pursuant to The Court's October 5, 2005 Order</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 10/20/2005) (Entered: 10/20/2005)
10/24/2005	131	ORDER. Signed by Judge Armstrong on 10/24/05. (lrc, COURT STAFF) (Filed on 10/24/2005) (Entered: 10/24/2005)
10/25/2005	132	CLERK'S NOTICE VACATING SETTLEMENT CONFERENCE (bzsec, COURT STAFF) (Filed on 10/25/2005) (Entered: 10/25/2005)
10/31/2005	133	Statement of Non-Opposition / <i>Statement of Position</i> filed by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 10/31/2005) (Entered: 10/31/2005)
11/07/2005	134	JUDGMENT in favor of ERSIC against Liberty Mutual Fire Insurance Company. Signed by Judge Armstrong on 11/3/05. (lrc, COURT STAFF) (Filed on 11/7/2005) (Entered: 11/07/2005)
11/08/2005	135	Proposed Order <i>Request for Entry of Judgment</i> by Lenscrafters, Inc.. (Jackson, Celia) (Filed on 11/8/2005) (Entered: 11/08/2005)
11/11/2005	136	RESPONSE to <i>Plaintiffs' Request For Entry of Judgment; Request for Entry of Amended Judgment; [Proposed] Amended Judgment</i> by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 11/11/2005) (Entered: 11/11/2005)
11/15/2005	137	BILL OF COSTS by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 11/15/2005) (Entered: 11/15/2005)
11/15/2005	138	RESPONSE to <i>ERSIC's Request for Entry of Amended Judgment and Request for Entry of Different Amended Judgment</i> by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 11/15/2005) (Entered: 11/15/2005)
11/18/2005	139	RESPONSE to re 135 Proposed Order, 136 Response (Non Motion) <i>RESPONSE TO PLAINTIFFS' AND ERSIC'S REQUEST FOR JUDGMENT OF COSTS</i> by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Lee, Hee Young) (Filed on 11/18/2005) (Entered: 11/18/2005)
11/22/2005	140	AMENDED JUDGMENT. Signed by Judge Armstrong on 11/18/05. (lrc, COURT STAFF) (Filed on 11/22/2005) (Entered: 11/22/2005)
11/30/2005	141	OBJECTIONS to re 137 Bill of Costs by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. (Attachments: # 1 Affidavit Declaration of Hee Young Lee)(Lee, Hee Young) (Filed on 11/30/2005) (Entered: 11/30/2005)
12/01/2005	142	BILL OF COSTS by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 12/1/2005) (Entered: 12/01/2005)

12/05/2005	143	Reply Memorandum <i>In Support of Its Bill of Costs</i> filed by Executive Risk Specialty Insurance Company. (McInnis, Terrence) (Filed on 12/5/2005) (Entered: 12/05/2005)
12/06/2005	144	NOTICE OF APPEAL as to 128 Order on Motion for Summary Judgment, Order on Motion for Partial Summary Judgment, 66 Order on Motion for Summary Judgment, 140 Judgment, 134 Judgment by Liberty Mutual Fire Insurance Company. Filing fee \$ 255, receipt number 4411914. (jlm, COURT STAFF) (Filed on 12/6/2005) (Entered: 12/06/2005)
12/06/2005	145	*** DUPLICATE ENTRY, SEE DOCUMENT [144] *** Subsequent NOTICE OF APPEAL by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company. Appeal Record due by 1/5/2006. (Attachments: # 1 REPRESENTATION STATEMENT# 2 Civil Appeals Docketing Statement w/ Exhibits)(Stuart, Alexander) (Filed on 12/6/2005) Modified on 12/7/2005 (jlm, COURT STAFF). (Entered: 12/06/2005)
12/13/2005		Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re [144] Notice of Appeal. (jlm, COURT STAFF) (Filed on 12/13/2005) (Entered: 12/13/2005)
12/16/2005	146	TRANSCRIPT REQUEST by Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company, Liberty Mutual Fire Insurance Company re [144] Notice of Appeal, Transcript due by 1/3/2006. No Transcript Requested. (Lee, Hee Young) (Filed on 12/16/2005) Modified on 12/19/2005 (jlm, COURT STAFF). (Entered: 12/16/2005)
12/19/2005		Certificate of Record Mailed to USCA re appeal [144] Notice of Appeal. (jlm, COURT STAFF) (Filed on 12/19/2005) (Entered: 12/19/2005)
12/19/2005		USCA Case Number 05-17364 for [144] Notice of Appeal. (jlm, COURT STAFF) (Filed on 12/19/2005) (Entered: 12/22/2005)
12/19/2005	149	USCA Scheduling Order as to [144] Notice of Appeal. (jlm, COURT STAFF) (Filed on 12/19/2005) Additional attachment(s) added on 1/10/2006 (jlm, COURT STAFF). (Entered: 12/22/2005)
12/20/2005	147	Costs Taxed for Defendant Executive Risk Specialty Insurance Company in amount of \$ 7,828.02 against Liberty Mutual Fire Insurance Co.. (oh, COURT STAFF) (Filed on 12/20/2005) (Entered: 12/20/2005)
12/20/2005	148	Costs Taxed for Plaintiffs LensCrafters, Inc., et al. in amount of \$ 369.90 against Liberty Mutual Fire Insurance Co.. (oh, COURT STAFF) (Filed on 12/20/2005) (Entered: 12/20/2005)
02/27/2006	150	ORDER of USCA: That the Appeal will not be selected for inclusion in the Mediation Program. The Court amends the briefing schedule as follows: Appellant's opening brief is due by 04/24/06; Appellees

		answering brief is due by 06/26/06; Appellant's optional reply brief is due by 07/24/06, as to [144] Notice of Appeal. (jlm, COURT STAFF) (Filed on 2/27/2006) Additional attachment(s) added on 3/6/2006 (jlm, COURT STAFF). (Entered: 03/03/2006)
03/28/2006	151	STIPULATION <i>and Proposed Order Regarding Supersedeas Bond</i> by Liberty Mutual Fire Insurance Company. (Stuart, Alexander) (Filed on 3/28/2006) (Entered: 03/28/2006)
04/06/2006	152	STIPULATION AND ORDER REGARDING SUPERSEDEAS BOND. Signed by Judge Armstrong on 4/6/06. (lrc, COURT STAFF) (Filed on 4/6/2006) (Entered: 04/06/2006)
04/07/2006	153	Undertaking of Corporate Surety in the amount of \$1,043,674.02 by Liberty Mutual Fire Insurance Company (kc, COURT STAFF) (Filed on 4/7/2006) Additional attachment(s) added on 4/12/2006 (jlm, COURT STAFF). (Entered: 04/11/2006)
06/05/2007	154	NOTICE of Pendency of Other Action or Proceeding [Local Rule 3-13] by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc. (Jackson, Celia) (Filed on 6/5/2007) Modified on 6/6/2007 (jlm, COURT STAFF). (Entered: 06/05/2007)
06/08/2007	155	MOTION to Relate Cases, filed by Lenscrafters, Inc., Eyexam of California, Inc. and Eyemed Vision Care, LLC. (Jackson, Celia) (Filed on 6/8/2007) Modified on 6/11/2007 (jlm, COURT STAFF). (Entered: 06/08/2007)
06/08/2007	156	Declaration of Celia M. Jackson in Support of 155 <i>Motion to Relate Cases</i> filed by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Attachments: # 1 Exhibit 1-2# 2 Exhibit 3-4)(Related document(s) 155) (Jackson, Celia) (Filed on 6/8/2007) Modified on 6/11/2007 (jlm, COURT STAFF). Modified on 6/11/2007 (jlm, COURT STAFF). (Entered: 06/08/2007)
06/08/2007	157	Proposed Order re 155 <i>Motion to Relate Cases</i> by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 6/8/2007) Modified on 6/11/2007 (jlm, COURT STAFF). (Entered: 06/08/2007)
06/08/2007	158	CERTIFICATE OF SERVICE by Eyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc. re 155 <i>Motion to Relate Cases</i> , 156 <i>Declaration of Celia M. Jackson in Support</i> , 157 <i>Proposed Order</i> , (Jackson, Celia) (Filed on 6/8/2007) Modified on 6/11/2007 (jlm, COURT STAFF). (Entered: 06/08/2007)
06/11/2007	159	Memorandum in Opposition re 155 <i>MOTION to Related Case</i> filed by United States Fire Insurance Company. (Rose, Amy) (Filed on 6/11/2007) (Entered: 06/11/2007)
06/11/2007	160	Declaration of Amy E. Rose in Support re 159 <i>Memorandum in Opposition to Motion to Relate Cases</i> filed by United States Fire Insurance Company. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3

		Exhibit C)(Rose, Amy) (Filed on 6/11/2007) Modified on 6/12/2007 (jlm, COURT STAFF). Modified on 6/12/2007 (jlm, COURT STAFF). (Entered: 06/11/2007)
06/14/2007	161	Reply Memorandum re 155 MOTION to Related Case filed byEyemed Vision Care, LLC, Lenscrafters, Inc., Eyexam of California, Inc.. (Jackson, Celia) (Filed on 6/14/2007) (Entered: 06/14/2007)
06/15/2007	162	ORDER by Judge ARMSTRONG granting 155 Motion to Relate Case (lrc, COURT STAFF) (Filed on 6/15/2007) (Entered: 06/15/2007)

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